



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

January 31, 2023

Request to File Under Seal

BY ECF

The Honorable Louis A. Kaplan
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007

**Re: Extension Request for Complete Stay of Discovery,
22 Civ. 3897 (LAK)**

Dear Judge Kaplan:

The Government respectfully writes to request a further 30-day extension of the complete stay of discovery in this case. The Government first moved to intervene in this litigation and sought a stay of discovery on October 18, 2022 in order to avoid prejudice to an ongoing criminal investigation being conducted in the Southern District of New York. (Dkt. 101, 102). In its initial moving papers, the Government indicated that it expected to make a charging decision within 90 days.

In its reply papers, the Government sought and the Court approved a 30-day extension of the 90-day period it had initially requested. (Dkt. 141, 148). The Government now requests a further 30-day extension, which would extend the current stay of discovery through March 17, 2023. The Receiver consents to this extension, and the SEC and the individual defendants take no position.

While the Government had hoped to complete its investigation and its charging decision within the 90-day period initially sought, [REDACTED]

Accordingly, the Government respectfully requests a further 30-day extension of the stay in this case [REDACTED]. To the extent additional time is required to resolve these issues, the Government will make a further application to the Court.


¹ To the extent the Court has concerns, the Government will furnish additional details regarding [REDACTED].

As this letter discusses [REDACTED]

[REDACTED] the Government further requests permission to file this letter under seal and to file a redacted version of the letter publicly.

Respectfully submitted,

DAMIAN WILLIAMS
United States Attorney

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cc: All counsel of record
Via ECF